CHAPTER clxv.

An Act to confirm certain Provisional Orders made by the Board of Trade under the Gas and Water Works Facilities Act, 1870, relating to Dyserth, Meliden, and Prestatyn Water, Harwich Water, Henley-on-Thames Water, Newport and Pillgwenlly Water, Newhaven and Seaford Water, and Poole Water. [11th August 1881.]

A.D. 1881.

WHEREAS under the authority of the Gas and Water Works Facilities Act, 1870, the Board of Trade have made the several Provisional Orders set out in the Schedule to this Act annexed: 33 & 34 Vict. c. 70.

And whereas a Provisional Order made by the Board of Trade under the authority of the Gas and Water Works Facilities Act, 1870, is not of any validity or force whatever until the confirmation thereof by Act of Parliament:

And whereas it is expedient that the several Provisional Orders made by the Board of Trade under the authority of the said Act, as amended by Parliament, and set out in the Schedule to this Act annexed, be confirmed by Act of Parliament:

Be it therefore enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:

Short title.

1. This Act may be cited as the Water Orders Confirmation Act, 1881.

Confirmation of Orders in Schedule.

2. The several Orders set out in the Schedule to this Act annexed shall be and the same are hereby confirmed; and all the provisions thereof in manner and form as they are set out in the said Schedule shall from and after the passing of this Act have full validity and effect.

A.D. 1881.

SCHEDULE of ORDERS.

1. DYSERTH, MELIDEN, AND PRESTATYN WATER.—Order authorising the construction and maintenance of Waterworks and the supply of Water in the township of Uwch-lan, and in the townships, extra-parochial places, and parishes of Cwm, Trecastle, Dyserth (with Ocher-y-Foel), Rhyd, Meliden, and Prestatyn, in the county of Flint.

2. HARWICH WATER.—Order authorising the maintenance and continuance of Waterworks, the construction of additional Waterworks, and the supply of Water to the borough of Harwich, in the county of Essex.

3. HENLEY-ON-THAMES WATER.—Order empowering the Henley-on-Thames Water Company, Limited, to construct Waterworks and to supply Water in the town and parish of Henley-on Thames and the adjacent portion of the parish of Rotherfield Greys, in the county of Oxford, and in a portion of the parish of Remenham, in the county of Berks.

4. NEWPORT AND PILLGWENLLY WATER.—Order empowering the Newport and Pillgwenlly Waterworks Company to raise additional Capital.

5. NEWHAVEN AND SEAFORD WATER.—Order authorising the amalgamation of the Water Undertakings respectively authorised by the Newhaven and Denton Water Order, 1880, and the East Blatchington and Seaford Water Order, 1880

6. POOLE WATER.—Order empowering the Poole Waterworks Company to raise additional Capital.

Dyserth, &c.

DYSERTH, MELIDEN, AND PRESTATYN WATER.

Order authorising the construction and maintenance of Waterworks and the supply of Water in the township of Uwch-lan, and in the townships, extra-parochial places, and parishes of Cwm, Trecastle, Dyserth (with Ocher-y-Foel), Rhyd, Meliden, and Prestatyn, in the county of Flint.

Short title.

1. This Order may be cited as "The Dyserth, Meliden, and Prestatyn Water Order, 1881."

Incorporation of Acts.

2. The provisions of the Lands Clauses Acts (except with respect to the purchase and taking of lands otherwise than by agreement, and with respect to

the entry upon lands by the Promoters of the undertaking), and of the Water-works Clauses Acts, 1847 and 1863, are, except where the same are expressly varied by this Order, hereby incorporated with and form part of this Order.

Interpretation.

3. The several words, terms, and expressions to which by the Acts in whole or in part incorporated with this Order, and by the Gas and Water Works Facilities Act, 1870, meanings are assigned have in this Order the same respective meanings:

Provided always, that the expression "superior court" or "court of competent jurisdiction," in any Act wholly or partially incorporated with this Order, shall be read and have effect as if the debt or demand in respect of which the expression is used were an ordinary simple contract debt, and not a debt or demand created by statute:

In this Order—

The term "premises" shall mean and include any house, building, or land in, to, or through which water is supplied under the authority of this Order:

The expressions "deposited plans" and "deposited sections" shall mean respectively the plans and sections deposited for the purposes of this Order.

Limits of Order.

4. The limits within which the provisions of this Order shall be in force and have effect (in this Order referred to as "the limits of supply") shall be the township of Uwch-lan, and the townships, extra-parochial places, and parishes of Cwm, Trecastle, Dyserth (with Ocher-y-Foel), Rhyd, Meliden, and Prestatyn, in the county of Flint.

Undertakers.

Undertakers.

5. Henry Davis Pochin, of Bodnant Hall, in the parish of Eglwysfach, in the county of Denbigh, his heirs or assigns, shall be the Undertakers for the purposes of this Order, and are in this Order referred to as the "Undertakers."

Capital.

Capital.

6. The capital of the Undertakers for the purposes of the water undertaking authorised by this Order shall not exceed five thousand pounds, unless any increase thereto be hereafter authorised by provisional order under the Gas and Water Works Facilities Act, 1870, or by Act of Parliament.

Limit of borrowing powers.

7. The amount of all moneys borrowed by the Undertakers, and secured by mortgage of their water undertaking authorised by this Order, shall not at any time exceed in the whole one thousand two hundred and fifty pounds, and no higher rate of interest than five pounds per centum per annum shall be paid by the Undertakers without the consent of the Board of Trade in respect of any moneys borrowed by the Undertakers after the passing of the Act confirming this Order, and secured as aforesaid.

Power to acquire lands.

8. The Undertakers may, by agreement, purchase and use such of the lands shown on the deposited plans as they may require for the purposes of their water undertaking authorised by this Order, and they may, by agreement, from time to time, purchase and use any other lands, and any easements, rights, or privileges in, over, or affecting any lands, which they may require for such

A.D. 1881.

Dyserth, &c.

purposes: Provided always, that they shall not at any time hold for such purposes more than five acres of land.

Power to impound water.

9. The Undertakers may, by agreement with Henry Davis Pochin and subject to the provisions of this Order, take, divert, collect, and impound in their reservoirs the waters of or arising from or flowing out of the well or spring known as Ffynnon Asaph, situate in a field belonging or reputed to belong to the said Henry Davis Pochin in the said parish of Cwm, in the said county of Flint, and they may also, by agreement, take, divert, collect, and impound in their reservoirs the waters of any other streams and waters found in the land shown on the deposited plans or which may or can be diverted by the works by this Order authorised.

Persons under disability may grant easements, &c. to Undertakers.

10. Persons empowered by the Lands Clauses Acts to sell and convey or release lands may, if they think fit, subject to the provisions of the said Acts, grant to the Undertakers any easement, right, or privilege, not being an easement of water, in, over, or affecting any such lands, and the provisions of the said Acts with respect to lands and rentcharges, so far as the same are applicable in this behalf, shall extend and apply to such grants, or to such easements, rights, or privileges as aforesaid.

Construction of Waterworks.

Power to construct waterworks and supply water.

11. The Undertakers may, on the lands shown on the deposited plans, when the same have been acquired by them, make and maintain, in the lines and according to the levels shown on the deposited plans and deposited sections, the works herein-after described, with all needful tanks, pipes, culverts, goits, embankments, cuts, drains, sluices, valves, air-valves, engines, pumps, hydrants, walls, fences, filtering beds, weirs, meters, and other works connected therewith, and they may, subject to the provisions of this Order, supply and sell water within the limits of supply.

The works authorised by this Order are situate in the township of Uwchlan, and in the townships, extra-parochial places, and parishes of Cwm, Trecastle, Dyserth (with Ocher-y-Foel), Rhyd, Meliden, and Prestatyn, in the county of Flint, and are as follows:—

(1.) A filter and clean water tank, with connecting pipes or conduit of four inches diameter, with the well or spring known as Ffynnon Asaph, situate on certain lands belonging or reputed to belong to Henry Davis Pochin, together with a system of cast-iron pipes or conduits for the conveyance of a water supply from such tank to a point near Victoria Terrace, Prestatyn, a distance of four miles two furlongs and five chains, or thereabouts.

(2.) A main pipe, commencing at Ffynnon Asaph aforesaid, thence passing along land belonging or reputed to belong to Henry Davis Pochin, John Lumley, and William Bell, and thence along the road over the London and North-Western Railway bridge (mineral branch), thence along the road across the London and North-Western Railway (level crossing), thence along the road, and terminating at Victoria Terrace, Prestatyn.

Limits of deviation.

12. In constructing the works authorised by this Order the Undertakers may deviate laterally to any extent within the limits of lateral deviation

shown on the deposited plans, and the Undertakers may deviate vertically from the levels shown on the deposited sections to any extent not exceeding three feet upwards or seven feet downwards.

Period for completion of works.

13. The works authorised by this Order shall be commenced, constructed, and completed within the time and subject to the conditions prescribed by section eleven of the Gas and Water Works Facilities Act, 1870: Provided always, that, subject to the restrictions and provisions of this Order, the Undertakers may from time to time alter, enlarge, and extend their engines, machinery, tanks, wells, pipes, reservoirs, and other works in such way and manner as may be requisite or advisable for supplying water, subject to the provisions of this Order, within the limits of supply.

For the protection of the London and North-Western Railway Company.

14. For the protection of the London and North-Western Railway Company (in this section referred to as "the Company"), the following provisions shall have full effect, namely:—

(1.) The main pipe authorised by this Order shall cross the Prestatyn and Cwm Branch Railway and the Chester and Holyhead Railway of the Company, as to the crossing of the said branch railway, by being carried along the road over the bridge over that branch railway and the immediate approaches to the said bridge, and as to the crossing of the said Chester and Holyhead Railway by being carried along the road crossing that railway on the level, and as to both such crossings, unless otherwise agreed between the Company and the Undertakers, in the course and according to the line thereof as shown on the deposited plans, and according to the level thereof as shown on the deposited sections; and in so carrying the same across and along the said respective railways and approaches, and in laying down any other mains or pipes, or in executing any other works under or in exercise of the powers conferred by this Order, across, in close proximity to, or in any way affecting those railways, or any of the bridges, approaches, or other works thereof, or any lands or property belonging to or used or occupied by the Company, as also in effecting the maintenance, repairs, and renewals of all such mains, pipes, or other works, the same shall be done under the superintendence and to the reasonable satisfaction of the principal engineer of the Company, and according to plans to be submitted to and approved by him before any such works are commenced; and all such works shall be executed by and in all things at the expense of the Undertakers, and so as not to cause any injury to any such railways, bridges, approaches, works, lands, or property, or interruption to the passage or conduct of the traffic over any such railways, or at any station thereof, and if any such injury shall arise to any such railways, bridges, approaches, works, lands, or property or interruption to such traffic the Undertakers shall make full compensation to the Company in respect of such injury or interruption, the amount of such compensation to be recoverable by the Company from the Undertakers, together with full costs, by all and the same means as any simple contract debt is recoverable.

(2.) The said main pipe and other mains and pipes shall, for their entire length along the said bridges and approaches, and across the said railways, and for fifteen feet on each side of the said bridges, approaches, and railway,

A.D. 1881.

Dyserth, &c.

be of such materials, dimensions, quality, and thickness as such engineer shall in writing reasonably require, and as regards the said crossing of the Chester and Holyhead Railway, and for fifteen feet on either side thereof, if the said main pipe shall exceed, otherwise than required by such engineer, four inches in diameter, it shall be laid and carried, by means of a walled passage or culvert, to be constructed and maintained by the Undertakers, of such height and width as shall admit of such conduit or pipe being examined and repaired without interfering with or disturbing that railway or any of the works thereof.

(3.) The said main pipe and all other works which may be executed by the Undertakers across, in close proximity to, or in any way affecting the said railways, bridges, approaches, works, lands, or property, shall be maintained and renewed by them, who shall also make good and repair the roads over any such bridges and approaches which may be disturbed or interfered with by or owing to any operations of the Undertakers; and in case they shall fail to execute such maintenance, repairs, and renewals, the Company may make and do in and upon as well their own lands, as in and upon the lands or other property of the Undertakers, all such works and things as the Company may reasonably think requisite in that behalf, and the sum certified by such engineer to be the reasonable amount of such their expenditure shall be repaid to the Company by the Undertakers, and in case of nonpayment may be recovered from them in manner aforesaid, together with full costs.

(4.) If by reason of any works or proceedings of the Undertakers or of their contractors or of their workmen, or the failure, leakage, or bursting of any works or pipes of the Undertakers, the said railways, or any of the works thereof, shall be injured or damaged, such injury or damage shall be forthwith made good by the Undertakers, at their expense, and to the reasonable satisfaction of such engineer, and in the event of their failing so to do the Company may make good the same, and recover in manner aforesaid the reasonable expense thereof from the Undertakers, with full costs; and if any interruption shall be occasioned to the traffic of the said railways by reason of any works of the Undertakers, or of any such failure, leakage, or bursting as aforesaid, the Undertakers shall pay to the Company all losses, costs, and expenses to which they may be put, as well as full compensation for the loss and inconvenience sustained by them, by reason of any such interruption, the amounts thereof respectively to be recoverable by the Company from the Undertakers in manner aforesaid, with full costs.

(5.) When the works for effecting the said crossings of the said main pipe, or for any other works to be executed by the Undertakers across, in close proximity to, or in any way affecting the said railways, bridges, approaches, works, lands, or property, as also for the maintenance, repairs, or renewals of any such works, shall be commenced, they shall be proceeded with, executed, and completed with all such despatch as such engineer shall, in his discretion, consider a fair and reasonable time for effecting the same; and on the failure of the Undertakers to proceed with, execute, and

complete such respective works within such time or times as such engineer may, in writing, prescribe, and notice of the time so prescribed having been given to the Undertakers, the Company may, if they think fit, themselves, and at the cost in all things of the Undertakers, provide the labour and such materials as they may find to be necessary for and proceed with, execute, and complete such respective works, and recover from the Undertakers in manner aforesaid their expenditure in that behalf and incidental thereto, according to the amount thereof certified in writing by such engineer, together with full costs.

(6.) With respect to the said crossing of the Chester and Holyhead Railway, all works for effecting the same, and the maintenance, repairs, and renewals thereof, shall be carried on only at and within such time or times, whether by day or night, as such engineer shall, in writing, prescribe, and instead of the Undertakers effecting any of such works, whether for the construction or maintenance, repairs, or renewals of the said crossing, the Company may, if they shall so think fit, themselves execute such respective works, and at the cost in all things of the Undertakers, and may recover the amount thereof certified as aforesaid from the Undertakers, in manner aforesaid, together with full costs, but the Undertakers shall, if the Company shall so require, pay in advance to the Company the cost of constructing in the first instance the said crossing, according to the amount of such costs as estimated by such engineer, and on the completion thereof, as certified by such engineer the Company shall repay to the Undertakers, or the Undertakers shall pay to the Company, as the case may be, any excess or deficiency in the total amount of such costs, certified as aforesaid.

(7.) If and so often as the Company shall require to repair the road at such level crossing, or to repair, widen, enlarge, or alter any of the said bridges and approaches along the roads over which the said main pipe or any other mains or pipes of the Undertakers may be laid, and for effecting any of such purposes shall find it necessary to divert or take up and remove wholly or in part the said main pipe or other mains or pipes at such crossings, and to cut off or stop the supply of water passing through the same, they may be at liberty so to do, but only for so long as they shall find to be absolutely necessary, they replacing such main pipe or other mains or pipes, and without being liable to any claims for compensation, losses, damages, or costs for such cutting off or stoppage of the supply of water.

(8.) The Undertakers shall not omit, do, commit, permit or suffer to be done, any act, operation, matter, or thing which shall in any way interfere with or diminish the supply of water of the Ffynnon Asaph Spring to the station yard of the Company at Cwm, as the same has hitherto passed through the said yard, or omit, do, commit, permit or suffer to be done, any act, operation, matter, or thing whereby, or by means whereof, the supply of water to their water tank at their Prestatyn Station shall be in any way interfered with or diminished.

A.D. 1881.

Dyserth, &c.

As to pipes crossing the works of a railway or other company.

15. If any difference arise between the Undertakers and any railway, canal, or other company whose land or works the Undertakers have power to cross, under the authority of this Order, for the purposes of meeting the demands for water within the limits of supply, as to the mode of laying down, repairing, altering, or enlarging their conduits or pipes, or as to the facilities to be afforded for the same, the same shall be settled by an engineer to be appointed by the Board of Trade at the request of either party.

Quality of Water.

Quality of water.

16. The water supplied by the Undertakers shall be as pure as, having regard to the source and nature of supply, circumstances will admit.

Supply.

Limits of pressure.

17. The water supplied by the Undertakers need not at any time be delivered at a greater height than can be reached by gravitation from the service reservoir or works authorised by this Order.

Rates for supply for domestic purposes.

18. The Undertakers shall, at the request of the owner or occupier of any dwelling-house or part of a dwelling-house entitled under the provisions of this Order to demand a supply of water for domestic purposes (which shall include one watercloset), furnish to such owner or occupier a sufficient supply of water for such domestic purposes, at rates not exceeding the rates herein-after specified; (that is to say,)

If the rackrent or (if not let at a rackrent) the annual value of the dwelling-house, or part of a dwelling-house, does not amount to five pounds per annum, the rate of eight shillings and eightpence per annum, and so in proportion for any shorter period:

If such rackrent or (as the case may be) annual value amounts to five pounds per annum, but does not amount to seven pounds per annum, the rate of twelve shillings per annum, and so in proportion for any shorter period:

If such rackrent or (as the case may be) annual value amounts to seven pounds per annum but does not amount to ten pounds per annum, the rate of fifteen shillings per annum, and so in proportion for any shorter period:

If such rackrent or (as the case may be) annual value amounts to ten pounds per annum but does not amount to fifteen pounds per annum, the rate of twenty-two shillings per annum, and so in proportion for any shorter period:

If such rackrent or (as the case may be) annual value amounts to fifteen pounds per annum but does not amount to twenty pounds per annum, the rate of twenty-nine shillings per annum, and so in proportion for any shorter period:

If such rackrent or (as the case may be) annual value amounts to and exceeds twenty pounds per annum, the rate of eight per centum per annum upon such rackrent or annual value, as the case may be, and so in proportion for any shorter period.

Rates for watercloset and baths.

19. The Undertakers may charge in respect of every watercloset beyond the first on any premises within the limit of supply an additional sum not exceeding ten shillings per annum, and for every bath an additional sum not exceeding ten shillings per annum, and such additional sums may be received with and as part of and recovered by the same means as the rate for the supply of water for domestic purposes: Provided always, that the Undertakers shall not be required to supply, except upon terms to be agreed upon, any bath containing, as usually filled for use, a greater quantity of water than fifty gallons.

Water supplied by agreement.

20. The Undertakers may, from time to time, supply any local authority, company, or person, within or without the limits of supply, with water in bulk for such remuneration and upon such terms and conditions as may be agreed upon between the Undertakers and such local authority, company, or person; but notwithstanding any such agreement no such local authority, company, or person shall be entitled to such a supply whenever and as long as the Undertakers are of opinion that the same would interfere with the proper supply of water for domestic purposes under the provisions of this Order, and every such agreement shall be, by virtue of this Order, determinable by the Undertakers on one month's notice in writing: Provided always, that nothing herein contained shall authorise the Undertakers to lay down or place any pipe or conduit, or to break up any road or street, or execute any work in any district beyond the limits of supply, without the consent of the local and road authority of such district, or to supply or to continue to supply water within the limits of supply of any local authority, company, or person now or hereafter empowered by Act of Parliament, or by any provisional order confirmed by Act of Parliament, to supply water, without the consent in writing under seal of such local authority, company, or person first had or obtained.

Supply of water by meter.

21. The Undertakers may, if they think fit, enter into agreements for the supply of water by measure to any consumer, and may charge a rent for each meter provided by them at a rate per annum not exceeding fifteen per centum of the price of the meter, such rent to be paid quarterly in advance, and to be recoverable in all respects with and as the water rate.

Undertakers to keep meters in repair.

22. The Undertakers shall at all times, at their own expense, keep all meters or other instruments for measuring water let by them for hire to any consumer in proper order for correctly registering the supply of water, and in default of their so doing the consumer shall not be liable to pay rent for the same during such time as such default continues. The Undertakers shall for the purposes aforesaid have access to and be at liberty to remove, test, inspect, and replace any such meter or other instrument at all reasonable times.

Register of meters to be evidence.

23. Where water is supplied by measure the register of the meter or other instrument for measuring water shall be primâ facie evidence of the quantity of water consumed and in respect of which any water rent is charged and sought to be recovered by the Undertakers: Provided always, that if the Undertakers and the consumer differ as to the quantity consumed, such dif-

A.D. 1881.
Dyserth, &c.

ference shall be determined, upon the application of either party, by two justices, who may also order by which of the parties the costs of the proceedings before them shall be paid, and the decision of such justices shall be final and binding on all parties.

Amendment of 10 & 11 Vict. c. 17. s. 44.

24. Section forty-four of the Waterworks Clauses Act, 1847, shall for the purposes of this Order have effect as if the words "with the consent in "writing of the owner or reputed owner of any such house, or of the agent "of such owner," were omitted therefrom: Provided always, that any rent paid by an occupier in pursuance of the provisions of the said section may be deducted by such occupier from any rent from time to time due by him to such owner.

When several houses supplied by one pipe each to pay.

25. When several houses or parts of houses in the occupation of several persons are supplied by one common pipe, the several owners or occupiers of such houses or parts of houses shall be liable to the payment of the same rates for the supply of water as they would have been liable to if each of such several houses or parts of houses had been separately supplied with water from the works of the Undertakers by a distinct pipe: Provided always, that the Undertakers shall not be compelled to supply water to the occupier of any part of a dwelling-house unless the water rate is paid for the whole of such dwelling-house and premises.

Supply of water to tenements in a row.

26. Where there are several tenements in a row no tenant or occupier of any one of the tenements, nor any person on his behalf, shall take or use the water laid on by the Undertakers to any other such tenement unless the tenant or occupier be in respect of the tenement so occupied by him rated under this Order for a supply of water.

Penalties.

Impurity of water.

27. If on any day the water supplied by the Undertakers is of less purity than it ought to be according to the provisions of this Order, the Undertakers shall in every such case be liable to a penalty not exceeding ten pounds: Provided that no penalty shall be incurred in any case in which it is proved that the defect in purity was occasioned by an unavoidable cause or accident.

Injuring meters.

28. Every person who wilfully, fraudulently, or by culpable negligence injures, or suffers to be injured, any pipe, meter, or fittings belonging to the Undertakers, or who fraudulently alters the index to any meter, or prevents any meter from duly registering the quantity of water supplied, or fraudulently abstracts, consumes, or uses water of the Undertakers, shall (without prejudice to any other right or remedy for the protection of the Undertakers or the punishment of the offender) for every such offence forfeit and pay to the Undertakers a sum not exceeding five pounds, and the Undertakers may, in addition thereto, recover the amount of any damage by them sustained; and in any case in which any person has wilfully, fraudulently, or by culpable negligence injured or suffered to be injured any pipe, meter, or fittings belonging to the Undertakers, or has fraudulently altered the index to any meter, or prevented any meter from duly registering the quantity of water supplied, or has fraudulently abstracted, consumed, or used water of the Undertakers, the Under-

takers may also, until the matter complained of has been remedied, but no longer, discontinue the supply of water to the person so offending (notwithstanding any contract previously existing); and the existence of artificial means for causing such injury, alteration, or prevention, or for abstracting, consuming, or using water of the Undertakers, when such pipe, meter, or fittings is or are under the custody or control of the consumer, shall be primâ facie evidence that such injury, alteration, prevention, abstraction, consumption, or user, as the case may be, has been fraudulently, knowingly, and wilfully caused by the consumer using such meter.

Misuser where supply to several houses is by a pipe common to all.

29. Any tenant or occupier of one or part of one of several houses or tenements supplied by a common pipe who takes or uses the water laid on by the Undertakers to any other such house or tenement, or allows the same to be used contrary to the provisions of this Order, shall for every such offence be liable to a penalty not exceeding five pounds.

Miscellaneous.

Incoming tenant not liable to pay arrears.

30. In case any consumer of water supplied by the Undertakers leave the premises where such water has been supplied to him without paying to them the water rate or meter rent due from him, the Undertakers shall not be entitled to require from the next tenant of such premises the payment of the arrears left unpaid by the former tenant, unless such incoming tenant has undertaken with the former tenant to pay or exonerate him from the payment of such arrears.

Several names in one summons.

31. Any summons or warrant issued for any of the purposes of this Order may contain in the body thereof, or in the schedule thereto, several names and several sums.

Warrant of distress to include costs.

32. Any justice who issues a warrant of distress in pursuance of the provisions of this Order may order that the costs of the proceedings for the recovery of the money to be levied shall be paid by the person liable to pay such money; and such costs shall be ascertained by the justice, and shall be included in the warrant of distress for the recovery of such money.

Liability to water rate not to disqualify justice from acting.

33. No justice or judge of any county court or quarter sessions shall be disqualified from acting in the execution of this Order by reason of his being liable to the payment of any water rate or other charge under this Order.

Costs of Order

34. All the costs, charges, and expenses of and incidental to the applying for, preparing, obtaining, and confirming this Order, and otherwise in relation thereto, shall be paid by the Undertakers.

A.D. 1881.

Harwich.

HARWICH WATER.

Order authorising the maintenance and continuance of Waterworks, the construction of additional Waterworks, and the supply of Water to the borough of Harwich, in the county of Essex.

Short title.

1. This Order may be cited as "The Harwich Water Order, 1881."

Incorporation of Acts.

2. The provisions of the Lands Clauses Acts (except with respect to the purchase and taking of lands otherwise than by agreement, and with respect to the entry upon lands by the Promoters of the undertaking), and of the Waterworks Clauses Acts, 1847 and 1863, are, except where the same are expressly varied by this Order, hereby incorporated with and form part of this Order, and the said provisions of the last-mentioned Acts shall apply as well to the pipes and works of the Undertakers laid down or constructed before the passing of the Act confirming this Order, and situate within the limits of supply as defined by this Order, as to any pipes or works which may be laid down or constructed under the authority of this Order.

Interpretation.

3. The several words, terms, and expressions to which by the Acts in whole or in part incorporated with this Order, and by the Gas and Water Works Facilities Act, 1870, meanings are assigned have in this Order the same respective meanings:

Provided always, that the expression "superior court" or "court of competent jurisdiction" in any Act wholly or partially incorporated with this Order shall be read and have effect as if the debt or demand in respect of which the expression is used were an ordinary simple contract debt, and not a debt or demand created by statute:

In this Order—

The expression "the Corporation" shall mean the mayor, aldermen, and burgesses of the borough of Harwich, in the county of Essex:

The term "premises" shall mean and include any house, building, or land in, to, or through which water is supplied under the authority of this Order:

The expressions "deposited plans" and "deposited sections" shall mean respectively the plans and sections deposited for the purposes of this Order.

Limits of Order.

4. The limits within which the provisions of this Order shall be in force and have effect (in this Order referred to as "the limits of supply") shall be the borough of Harwich, in the county of Essex.

Undertakers.

Undertakers.

5. Peter Schuyler Bruff, of Ipswich, civil engineer, his executors, administrators, or assigns, shall be the Undertakers for the purposes of this Order, and are in this Order referred to as "the Undertakers."

Capital.

Capital.

6. The capital of the Undertakers for the purposes of the water undertaking authorised by this Order shall not exceed twenty thousand pounds, unless any increase thereto be hereafter authorised by Provisional Order under the Gas and Water Works Facilities Act, 1870, or by Act of Parliament.

Limit of borrowing powers.

7. The amount of all moneys borrowed by the Undertakers, and secured by mortgage of their water undertaking authorised by this Order, shall not at any time exceed in the whole five thousand pounds, and no higher rate of interest than five pounds per centum per annum shall be paid by the Undertakers without the consent of the Board of Trade in respect of any moneys borrowed by the Undertakers after the passing of the Act confirming this Order, and secured as aforesaid.

Power to acquire lands.

8. The Undertakers may, by agreement, purchase and use such of the lands shown on the deposited plans as they may require for the purposes of their water undertaking authorised by this Order, and they may, by agreement, from time to time purchase and use any other lands and any easements, rights, or privileges in, over, or affecting any lands which they may require for such purposes: Provided always, that they shall not at any time hold for such purposes more than five acres of land.

Persons under disability may grant easements, &c. to Undertakers.

9. Persons empowered by the Lands Clauses Acts to sell and convey or release lands may, if they think fit, subject to the provisions of the said Acts, grant to the Undertakers any easement, right, or privilege, not being an easement of water, in, over, or affecting any such lands, and the provisions of the said Acts with respect to lands and rentcharges, so far as the same are applicable in this behalf, shall extend and apply to such grants, or to such easements, rights, or privileges as aforesaid.

Waterworks.

Power to maintain existing works and to construct additional works.

10. The Undertakers, on the lands upon which the same are situate, may from time to time, as they think fit, maintain, continue, enlarge, and improve their existing waterworks herein-after firstly described, and the works connected therewith, and may, on the lands shown on the deposited plans, when the same have been acquired by them under the authority of this Order, make and maintain, in the line and according to the levels shown on the deposited plans and deposited sections, the additional works herein-after secondly described, with all needful goits, conduits, or pipes, channels, dams, weirs, sluices, pens, locks, stand pipes, tanks, valves, air valves, hydrants, walls, fences, and other works connected therewith, and they may, subject to the provisions of this Order, supply and sell water within the limits of supply.

The works herein-before referred to are as follows:

Firstly. The existing well and boring and pumping station, situated about thirty yards north-eastward of the southern end of the occupation road or lane leading from the low road or highway to the homestead of Brookman's Farm, and also the works, mains, and pipes connected with such pumping station, and extending therefrom to the town of Harwich and other places within the limits of supply;

A.D. 1881.

Harwich.

Secondly. A well boring and pumping station at or immediately adjacent to the engine-house of the existing pumping station before mentioned, to be situated on certain lands, part of Brookman's Farm, belonging or reputed to belong to Peter Schuyler Bruff, and occupied by John William Cubit Butcher; and

A main pipe, commencing at the last-mentioned well and pumping station, and terminating at a point on the low road or highway at or near the northern end of the said occupation road or lane leading to the homestead of Brookman's Farm.

Limits of deviation.

11. In constructing the works authorised by this Order the Undertakers may deviate laterally to any extent within the limits of lateral deviation shown on the deposited plans, and the Undertakers may deviate vertically from the levels shown on the deposited sections to any extent not exceeding three feet upwards or seven feet downwards.

As to pipes crossing the works of a railway or other company.

12. If any difference arise between the Undertakers and any railway, canal, or other company whose land or works the Undertakers have power to cross, under the authority of this Order, for the purposes of meeting the demands for water within the limits of supply, as to the mode of laying down, repairing, altering, or enlarging their conduits or pipes, or as to the facilities to be afforded for the same, the same shall be settled by an engineer to be appointed by the Board of Trade at the request of either party.

Period for commencement and completion of waterworks.

13. The period within which the works by this Order authorised shall be substantially commenced shall be three months after the passing of the Act confirming this Order, and the period within which the said works shall be completed shall be twelve months after the passing of the Act confirming this Order, or such further period thereafter not exceeding twelve months as the Board of Trade may prescribe by a special order to be signed by a secretary or an assistant secretary of the said Board, and section eleven of the Gas and Water Works Facilities Act, 1870, shall, for the purposes of this Order, be construed accordingly.

Supply of Water.

Supply of water.

14. The Undertakers shall, within a period of twelve months after the passing of the Act confirming this Order, or such further period thereafter not exceeding twelve months as the Board of Trade may prescribe by a special order to be signed by a Secretary or an Assistant Secretary of the said Board, provide, and thereafter for ever continue to provide, a sufficient supply of pure and wholesome fresh water for the domestic use of the inhabitants within the limits of supply, and for cleansing the sewers and drains within the said limits, and if within such period as aforesaid they fail to provide such supply as aforesaid, and if after an inquiry by an officer appointed by the Board of Trade the said Board are satisfied that the Undertakers have failed within such period as aforesaid to provide such supply as aforesaid, the said Board may, if they think fit, by an order declare that the powers by this Order conferred upon the Undertakers shall absolutely cease and determine. Such order shall be signed by a Secretary or an Assistant Secretary of the Board of Trade, and the Board of Trade shall cause a copy of the same to be

published once at least in each of two successive weeks in some one and the same local newspaper circulating within the limits of supply, and once in the London Gazette; and the Undertakers shall pay to the Board of Trade all costs incurred by them in and about the publication of the copies of such order in manner aforesaid, and from and after the publication of the copy of such order in the London Gazette all the powers by this Order conferred upon the Undertakers shall absolutely cease and determine, and this Order shall cease to be in force or to have any effect.

Limits of pressure.

15. The water supplied by the Undertakers need not at any time be delivered at a greater height than can be reached by pressure equal to a column of water one hundred feet high above the level of the datum point referred to on the deposited plans and deposited sections, nor need the water supplied by the Undertakers be constantly laid on under pressure.

Rates for supply for domestic purposes.

16. The Undertakers shall, at the request of the owner or occupier of any dwelling-house or part of a dwelling-house entitled under the provisions of this Order to demand a supply of water for domestic purposes (which shall include one water-closet), furnish to such owner or occupier a sufficient supply of water for such domestic purposes, at rates not exceeding the rates herein-after specified; (that is to say,)

Where the annual rackrent or value of the premises so supplied with water does not exceed five pounds, the sum of ten shillings:

Where such rackrent or value exceeds five pounds and does not exceed ten pounds, the sum of sixteen shillings:

Where such rackrent or value exceeds ten pounds and does not exceed fifteen pounds, the sum of twenty-four shillings:

Where such rackrent or value exceeds fifteen pounds and does not exceed twenty pounds, the sum of thirty-two shillings:

Where such rackrent or value exceeds twenty pounds and does not exceed twenty-five pounds, the sum of thirty-nine shillings:

Where such rackrent or value exceeds twenty-five pounds and does not exceed thirty pounds, the sum of forty-six shillings:

Where such rackrent or value exceeds thirty pounds and does not exceed thirty-five pounds, the sum of fifty-three shillings:

Where such rackrent or value exceeds thirty-five pounds and does not exceed forty pounds, the sum of sixty shillings:

Where such rackrent or value exceeds forty pounds and does not exceed forty-five pounds, the sum of sixty-six shillings:

Where such rackrent or value exceeds forty-five pounds and does not exceed fifty pounds, the sum of seventy-two shillings:

Where such rackrent or value exceeds fifty pounds and does not exceed fifty-five pounds, the sum of seventy-eight shillings:

Where such rackrent or value exceeds fifty-five pounds and does not exceed sixty pounds, the sum of eighty-four shillings:

Where such rackrent or value exceeds sixty pounds and does not exceed sixty-five pounds, the sum of eighty-nine shillings:

Where such rackrent or value exceeds sixty-five pounds and does not exceed seventy pounds, the sum of ninety-four shillings:

A.D. 1881.

Harwich.

Where such rackrent or value exceeds seventy pounds and does not exceed seventy-five pounds, the sum of ninety-nine shillings:

Where such rackrent or value exceeds seventy-five pounds and does not exceed eighty pounds, the sum of one hundred and four shillings:

Where such rackrent or value exceeds eighty pounds and does not exceed eighty-five pounds, the sum of one hundred and eight shillings:

Where such rackrent or value exceeds eighty-five pounds and does not exceed ninety pounds, the sum of one hundred and twelve shillings:

Where such rackrent or value exceeds ninety pounds and does not exceed ninety five pounds, the sum of one hundred and sixteen shillings:

Where such rackrent or value exceeds ninety-five pounds and does not exceed one hundred pounds the sum of one hundred and twenty shillings:

Where such rackrent or value exceeds one hundred pounds at a rate per centum not exceeding six pounds:

Provided that the foregoing rates shall not apply to any house or premises where any trade or business is carried on, but to private dwelling-houses only.

Rates for water-closets and baths.

17. The Undertakers may charge in respect of every water-closet beyond the first in any premises within the limits of supply an additional sum not exceeding ten shillings per annum, and for every bath an additional sum not exceeding twelve shillings and sixpence per annum, and such additional sums may be received with and as part of or recovered by the same means as the rate for the supply of water for domestic purposes: Provided always, that for baths containing as usually filled for use a greater quantity of water than fifty gallons, the Undertakers may charge an increased rate in proportion to the size of such baths, and the Undertakers shall not be compelled to supply water for any bath so constructed as to contain, when filled for use, more than fifty gallons of water.

For supply of vessels.

18. The Undertakers may, by agreement, supply with water ships or vessels resorting to the port of Harwich, and for the purpose of supplying such ships or vessels with water may from time to time lay down and erect such pipes and other works as they may think necessary, in convenient stations, upon or near to any of the piers, quays, or wharfs within the limits of supply, and may also, for the like purpose, from time to time vary and alter such pipes and other works, and the Undertakers may charge such remuneration or rate of payment for the water supplied to any ships or vessels as they from time to time may think reasonable: Provided always, that no pipes or other works shall be laid or erected upon any such piers, quays, or wharfs unless with the previous consent of the owner or owners thereof, and of the persons having the control and management of the same.

Undertakers to supply water to road and sewer authorities.

19. The Undertakers shall when required supply the road authority within the meaning of section two of the Gas and Water Works Facilities Act, 1870, and every sewer authority wihtin the limits of supply, with water for watering roads and streets, and for flushing sewers and drains or other public purposes, for such remuneration, and upon such terms and conditions as shall be agreed upon between the Undertakers and such road or sewer authority, but notwithstanding any agreement, no such authority shall be entitled to such a

supply whenever and so long as the Undertakers are of opinion that the same would interfere with the proper supply of water for domestic purposes under the provisions of this Order.

Water supplied by agreement.

20. The Undertakers may from time to time supply the Corporation with water in bulk for any purpose, and they may supply any local board, sanitary authority, company, or person within or without the limits of supply with water in bulk for other than domestic purposes for such remuneration, and upon such terms and conditions as may be agreed upon between the Undertakers and the Corporation, or such local board, sanitary authority, company, or person, but notwithstanding any such agreement the Corporation and any such local board, sanitary authority, company, or person shall not be entitled to such a supply for other than domestic purposes, whenever and so long as the Undertakers are of opinion that the same would interfere with the proper supply of water for domestic purposes under the provisions of this Order, and every such agreement shall be by virtue of this Order determinable by the Undertakers on one month's notice in writing: Provided always, that nothing herein contained shall authorise the Undertakers to lay down or place any pipe or conduit, or to break up any road or street, or execute any work in any district beyond the limits of supply, without the consent in writing of the local authority and the road authority of such district, or to supply or to continue to supply water within the limits of supply of any corporation, local board, sanitary authority, company, or person now or hereafter empowered by Act of Parliament, or by any Provisional Order confirmed by Act of Parliament, to supply water, without the consent in writing of such corporation, local board, sanitary authority, company, or person first had and obtained.

Supply of water by meter.

21. The Undertakers may, if they think fit, enter into agreements for the supply of water by measure to any consumer, and may charge a rent for each meter provided by them at a rate per annum not exceeding fifteen per centum of the price of the meter, such rent to be paid quarterly in advance, and to be recoverable in all respects with and as the water rate.

Undertakers to keep meters in repair.

22. The Undertakers shall at all times, at their own expense, keep all meters or other instruments for measuring water let by them for hire to any consumer in proper order for correctly registering the supply of water, and in default of their so doing the consumer shall not be liable to pay rent for the same during such time as such default continues. The Undertakers shall, for the purposes aforesaid, have access to and be at liberty to remove, test, inspect, and replace any such meter or other instrument at all reasonable times.

Register of meters to be evidence.

23. Where water is supplied by measure the register of the meter or other instrument for measuring water shall be primâ facie evidence of the quantity of water consumed and in respect of which any water rent is charged and sought to be recovered by the Undertakers: Provided always, that if the Undertakers and the consumer differ as to the quantity consumed, such difference shall be determined, upon the application of either party, by two justices, who may also order by which of the parties the costs of the proceedings before them shall

A.D. 1881.

Harwich.

be paid, and the decision of such justices shall be final and binding on all parties.

Amendment of 10 & 11 Vict. c. 17. s. 44.

24. Section forty-four of the Waterworks Clauses Act, 1847, shall for the purposes of this Order have effect as if the words "with the consent in "writing of the owner or reputed owner of any such house, or of the agent "of such owner," were omitted therefrom: Provided always, that any rent paid by an occupier in pursuance of the provisions of the said section may be deducted by such occupier from any rent from time to time due by him to such owner.

When several houses supplied by one pipe each to pay.

25. When several houses or parts of houses in the occupation of several persons are supplied by one common pipe, the several owners or occupiers of such houses or parts of houses shall be liable to the payment of the same rates for the supply of water as they would have been liable to if each of such several houses or parts of houses had been separately supplied with water from the works of the Undertakers by a distinct pipe: Provided always, that the Undertakers shall not be compelled to supply water to the occupier of any part of a dwelling-house unless the water rate is paid for the whole of such dwelling-house and premises.

Supply of water to tenements in a row.

26. Where there are several tenements in a row no tenant or occupier of any one of the tenements, nor any person on his behalf, shall take or use the water laid on by the Undertakers to any other such tenement unless the tenant or occupier be in respect of the tenement so occupied by him rated under this Order for a supply of water.

Penalties.

Impurity of water.

27. If on any day the water supplied by the Undertakers is of less purity than it ought to be according to the provisions of this Order, the Undertakers shall in every such case be liable to a penalty not exceeding ten pounds: Provided that no penalty shall be incurred in any case in which it is proved that the defect in purity was occasioned by an unavoidable cause or accident.

Injuring meters.

28. Every person who wilfully, fraudulently, or by culpable negligence injures, or suffers to be injured, any pipe, meter, or fittings belonging to the Undertakers, or who fraudulently alters the index to any meter, or prevents any meter from duly registering the quantity of water supplied, or fraudulently abstracts, consumes, or uses water of the Undertakers, shall (without prejudice to any other right or remedy for the protection of the Undertakers or the punishment of the offender) for every such offence forfeit and pay to the Undertakers a sum not exceeding five pounds, and the Undertakers may, in addition thereto, recover the amount of any damage by them sustained; and in any case in which any person has wilfully, fraudulently, or by culpable negligenee injured or suffered to be injured any pipe, meter, or fittings belonging to the Undertakers, or has fraudulently altered the index to any meter, or prevented any meter from duly registering the quantity of water supplied, or has fraudulently abstracted, consumed, or used water of the Undertakers, the Undertakers may also, until the matter complained of has been remedied, but no longer, discontinue the supply of water to the person so offending (notwith-

standing any contract previously existing); and the existence of artificial means for causing such injury, alteration, or prevention, or for abstracting, consuming, or using water of the Undertakers, when such pipe, meter, or fittings is or are under the custody or control of the consumer, shall be primâ facie evidence that such injury, alteration, prevention, abstraction, consumption, or user, as the case may be, has been fraudulently, knowingly, and wilfully caused by the consumer using such meter.

Misuser where supply to several houses is by a pipe common to all.

29. Any tenant or occupier of one or part of one of several houses or tenements supplied by a common pipe who takes or uses the water laid on by the Undertakers to any other such house or tenement, or allows the same to be used contrary to the provisions of this Order, shall for every such offence be liable to a penalty not exceeding five pounds.

Miscellaneous.

Incoming tenant not liable to pay arrears.

30. In case any consumer of water supplied by the Undertakers leave the premises where such water has been supplied to him without paying to them the water rate or meter rent due from him, the Undertakers shall not be entitled to require from the next tenant of such premises the payment of the arrears left unpaid by the former tenant, unless such incoming tenant has undertaken with the former tenant to pay or exonerate him from the payment of such arrears.

Several names in one summons.

31. Any summons or warrant issued for any of the purposes of this Order may contain in the body thereof, or in the schedule thereto, several names and several sums.

Warrant of distress to include costs.

32. Any justice who issues a warrant of distress in pursuance of the provisions of this Order may order that the costs of the proceedings for the recovery of the money to be levied shall be paid by the person liable to pay such money; and such costs shall be ascertained by the justice, and shall be included in the warrant of distress for the recovery of such money.

Liability to water rate not to disqualify justice from acting.

33. No justice or judge of any county court or quarter sessions shall be disqualified from acting in the execution of this Order by reason of his being liable to the payment of any water rate or other charge under this Order.

Saving existing contracts between Undertakers and Corporation.

34. Except as by this Order expressly provided, nothing in this Order contained shall alter, vary, or affect any contract or agreement made before the passing of the Act confirming this Order by Peter Schuyler Bruff, or Peter Bruff, and the Corporation with respect to the construction of waterworks, or the supply and quality of water, by the said Peter Schuyler Bruff, or Peter Bruff.

Costs of Order.

35. All the costs, charges, and expenses of and incidental to the applying for, preparing, obtaining, and confirming this Order, and otherwise in relation thereto, shall be paid by the Undertakers.

A.D. 1881.

Henley-on-Thames.

HENLEY-ON-THAMES WATER.

Order empowering the Henley-on-Thames Water Company, Limited, to construct Waterworks and to supply Water in the town and parish of Henley-on-Thames and the adjacent portion of the parish of Rotherfield Greys, in the county of Oxford, and in a portion of the parish of Remenham, in the county of Berks.

Short title.

1. This Order may be cited as "The Henley-on-Thames Water Order, 1881."

Incorporation of Acts.

2. The provisions of the Lands Clauses Acts (except with respect to the purchase and taking of lands otherwise than by agreement, and with respect to the entry upon lands by the promoters of the undertaking), and of the Waterworks Clauses Acts, 1847 and 1863, are, except where the same are expressly varied by this Order, hereby incorporated with and form part of this Order.

Interpretation.

3. The several words, terms, and expressions to which by the Acts in whole or in part incorporated with this Order, and by the Gas and Water Works Facilities Act, 1870, meanings are assigned have in this Order the same respective meanings:

Provided always, that the expression "superior court" or "court of competent jurisdiction" in any Act wholly or partially incorporated with this Order shall be read and have effect as if the debt or demand in respect of which the expression is used were an ordinary simple contract debt, and not a debt or demand created by statute:

In this Order—

The term "premises" shall mean and include any house, building, or land, in, to, or through which water is supplied under the authority of this Order:

The expressions "deposited plans" and "deposited sections" shall mean respectively the plans and sections deposited for the purposes of this Order.

Limits of Order.

4. The limits within which the provisions of this Order shall be in force and have effect (in this Order referred to as "the limits of supply") shall be the town and parish of Henley-on-Thames, in the county of Oxford, and so much of the adjacent parish of Rotherfield Greys, in the said county of Oxford, and so much of the parish of Remenham, in the county of Berks, as are defined upon the deposited plans.

Undertakers.

Undertakers.

5. The Henley-on-Thames Water Company, Limited, shall be the Undertakers for the purposes of this Order, and are in this Order referred to as "the Undertakers."

Capital.

6. The share capital of the Undertakers shall not for the purposes of their water undertaking authorised by this Order exceed twenty thousand pounds, unless any increase thereto be hereafter authorised for such purposes by Provisional Order under the Gas and Water Works Facilities Act, 1870, or by Act of Parliament.

Limit of borrowing powers.

7. The amount of all moneys borrowed by the Undertakers, and secured by mortgage of their water undertaking authorised by this Order, shall not at any time exceed in the whole five thousand pounds, and no higher rate of interest than five pounds per centum per annum shall be paid by the Undertakers without the consent of the Board of Trade in respect of any moneys borrowed by the Undertakers after the passing of the Act confirming this Order, and secured as aforesaid.

Power to acquire lands.

8. The Undertakers may, by agreement, purchase and use such of the lands shown on the deposited plans as they may require for the purposes of their water undertaking authorised by this Order, and they may, by agreement, from time to time purchase and use any other lands, and any easements, rights, or privileges in, over, or affecting any lands which they may require for such purposes: Provided always, that they shall not at any time hold for such purposes more than five acres of land.

Persons under disability may grant easements, &c. to Undertakers.

9. Persons empowered by the Lands Clauses Acts to sell and convey or release lands may, if they think fit, subject to the provisions of the said Acts, grant to the Undertakers any easement, right, or privilege, not being an easement of water, in, over, or affecting any such lands, and the provisions of the said Acts with respect to lands and rentcharges, so far as the same are applicable in this behalf, shall extend and apply to such grants, or to such easements, rights, or privileges as aforesaid.

Construction of Waterworks.

Power to construct waterworks and supply water.

10. The Undertakers may, on the lands shown on the deposited plans, when the same have been acquired by them, make and maintain, in the lines and according to the levels shown on the deposited plans and deposited sections, the works herein-after described, with all needful tanks, pipes, culverts, embankments, cuts, drains, sluices, engines, pumps, filtering beds, weirs, meters, and other works connected therewith, and they may, subject to the provisions of this Order, supply and sell water within the limits of supply.

The works authorised by this Order are as follows:—

1. A well and pumping station, with pumping engines, engine and boiler houses, and other works, buildings, and conveniences to be situated at and upon a field now in the occupation of Benjamin Allum, known as the Deanfield, and situated on the north side of an occupation road leading from and out of Greys Lane, such field being in the town and parish of Henley-on-Thames, in the county of Oxford.
2. A service reservoir to be situated on Badgemore Hill, at the north-west corner of a field in the occupation of James Henry Kitchen, and adjacent to the road leading from Henley-on-Thames aforesaid to Rotherfield Greys, in the county of Oxford.
3. A conduit or line of pipes No. 1, commencing at the well and pumping station firstly before described, thence passing along, under, and through the said field called the Deanfield, thence along and under the public footway into and along Paradise Road, and terminating at a

A.D. 1881.

Henley-on-Thames.

point near Deanfield House, on the western side thereof, at the bottom of Badgemore Hill, at its junction with Gravel Hill, in the said parish of Henley-on-Thames, in the county of Oxford.

4. A conduit or line of pipes No. 2, commencing at the service reservoir secondly before described, thence passing on to and along and under the road (leading from Henley-on-Thames to Rotherfield Greys), and known as Badgemore Hill, Gravel Hill, Market Place, and Hart Street, all in the parish of Henley-on-Thames and county of Oxford, thence crossing Henley Bridge on to and along the road leading from Henley-on-Thames to Remenham, in the county of Berks, and terminating at a point on the said last-mentioned road, at or near the entrance to Wilminster Cottage.

5. A conduit or line of pipes No. 3, commencing at a point opposite the Wheatsheaf Inn, on the Reading Road, thence passing along and under the said Reading Road, Duke Street, Market Place, Bell Street, Northfield End, Fair Mile, and terminating at the point on the last-named road where it is crossed by the boundary of the Henley Local Board District, all situate in the said parish of Henley-on-Thames and county of Oxford.

6. A conduit or line of pipes No. 4, commencing at a point on line No. 3 at the junction of New Street with Bell Street aforesaid, thence passing along and under New Street, Waterside, and Friday Street respectively, and terminating at a point on line No. 3 at the junction of Friday Street with Duke Street aforesaid and the said Reading Road, all situate in the said parish of Henley-on-Thames, in the county of Oxford.

7. A conduit or line of pipes No. 5, commencing at a point on line No. 3 at the junction of Duke Street aforesaid with Greys Lane, thence passing along and under Greys Lane, Church Street, Greys Hill, South Hill Gardens, and terminating at the point where the road through South Hill Gardens joins Greys Lane.

All which said pumping station, reservoir, conduits, or lines of pipes and other works will be situated in the several parishes of Henley-on-Thames and Rotherfield Greys, both in the county of Oxford, and Remenham, in the county of Berks.

Limits of deviation.

11. In constructing the works authorised by this Order the Undertakers may deviate laterally to any extent within the limits of lateral deviation shown on the deposited plans, and the Undertakers may deviate vertically from the levels shown on the deposited sections to any extent not exceeding five feet upwards or seven feet downwards.

Period for completion of works.

12. The works authorised by this Order shall be commenced, constructed, and completed within the time and subject to the conditions prescribed by section eleven of the Gas and Water Works Facilities Act, 1870: Provided always, that, subject to the restrictions and provisions of this Order, the Undertakers may from time to time alter, enlarge, and extend their engines, machinery, tanks, wells, pipes, reservoirs, and other works in such way and

manner as may be requisite or advisable for supplying water within the limits of supply. A.D. 1881.

Henley-on-Thames.

13. For the protection of the mayor, aldermen, and burgesses of the borough of Henley-on-Thames (herein called the corporation), the following provisions shall have effect; namely,— For the protection of Henley Bridge.

(1.) The Undertakers shall not break up or disturb the roadway or either footway of the bridge crossing the River Thames, or of the approaches thereto, unless at least fourteen days previous notice in writing of their intention to do so be given to the town clerk or surveyor for the time being of the corporation:

(2.) Any mains, pipes, or other works which the Undertakers may lay down or execute under, over, or affecting such bridge, shall be laid down and executed, and be subsequently maintained, repaired, and renewed in such position in the roadway or in one or other of the footways of the said bridge as the said surveyor may from time to time direct, and shall be so laid down, executed, maintained, and repaired under his direction and superintendence, and to his reasonable satisfaction, and according to plans and sections to be previously submitted to and approved by him, which approval however shall not be unreasonably withheld:

(3.) The Undertakers shall not break up or disturb a greater width of the roadway or of either footway of such bridge than shall be absolutely necessary for the purpose of laying down, executing, maintaining, repairing, or renewing any mains, pipes, or other works therein, and shall obey the directions of such surveyor from time to time for securing the free passage of traffic over the said bridge during the execution of the works:

(4.) The Undertakers shall not (except with the consent of the corporation under their common seal) in any way interfere with the structure of the said bridge:

(5.) The Undertakers shall bear and pay the reasonable expenses of the corporation in relation to any such superintendence or approval as aforesaid, and shall indemnify the corporation from all expenses, loss, or damage to which they may be subject by reason of the execution or failure of any of the works authorised by this Order.

14. If any difference arise between the Undertakers and any railway, canal, or other company whose land or works the Undertakers have power to cross, under the authority of this Order, for the purposes of meeting the demands for water within the limits of supply, as to the mode of laying down, repairing, altering, or enlarging their conduits or pipes, or the facilities to be afforded for the same, the same shall be settled by an engineer to be appointed by the Board of Trade at the request of either party. As to pipes crossing the works of a railway or other company.

Quality of Water.

15. The water supplied by the Undertakers shall be as pure as, having regard to the source and nature of supply, circumstances will admit. Quality of water.

A.D. 1881.

Henley-on-Thames.

Supply.

Limits of pressure.

16. The water supplied by the Undertakers need not at any time be delivered at a greater height than can be reached by gravitation from the service reservoir or works authorised by this Order.

Rates for supply for domestic purposes.

17. The Undertakers shall, at the request of the owner or occupier of any dwelling-house or part of a dwelling-house entitled under the provisions of this Order to demand a supply of water for domestic purposes (which shall include one water-closet), furnish to such owner or occupier a sufficient supply of water for such domestic purposes, at rates not exceeding the rates herein-after specified; (that is to say,)

Where the rackrent or annual value of the premises so supplied with water according to the valuation or assessment list from time to time in force does not exceed four pounds, at a rate not exceeding twopence per week:

Where such rackrent or annual value is above four pounds and does not exceed ten pounds, at a rate not exceeding threepence per week:

Where such rackrent or annual value is above ten pounds and does not exceed twenty pounds, at a rate per centum per annum not exceeding eight pounds:

Where such rackrent or annual value is above twenty pounds, at a rate per centum per annum not exceeding seven pounds ten shillings:

Provided that all inns and hotels, whether public or private, the annual value of which exceeds fifteen pounds, shall be liable to a yearly rate not exceeding ten pounds per centum per annum on the amount of such value, whether the same exceeds twenty pounds or not.

Rates for water-closets and baths.

18. The Undertakers may charge in respect of every water-closet beyond the first in any premises within the limits of supply an additional sum not exceeding ten shillings per annum, and for every bath an additional sum not exceeding twelve shillings and sixpence per annum; and such additional sums may be received with and as part of or recovered by the same means as the rate for the supply of water for domestic purposes: Provided always, that for baths containing, as usually filled for use, a greater quantity of water than fifty gallons, the Undertakers may charge an increased rate in proportion to the size of such baths; but the Undertakers shall not be compelled to supply water for any bath so constructed as to contain when filled for use more than fifty gallons of water.

Rates for schools.

19. Provided always, that the Undertakers may demand for a supply of water for domestic purposes, and for water-closets and baths to schools, boarding houses, and houses of a similar character connected with schools, any sums not exceeding twice the amount of the rates in this Order specified.

Power for Undertakers to make regulations for preventing waste or contamination of water.

20. Subject to the provisions of this Order, the Undertakers may from time to time make and enforce such reasonable regulations, to be approved by the Local Government Board as they may find expedient for preventing the waste, misuse, or contamination of water, and, among other things, may prescribe the pipes, cocks, cisterns, and other apparatus proper and suitable for the purposes of supply.

Undertakers may refuse supply where regulations not complied with.

21. In the event of any such regulations not being observed by any person having or requiring a supply of water the Undertakers may refuse to supply water, or may cut off the water supplied to him, unless and until the regulations be complied with; and if and whenever any difference arise as to whether the regulations are reasonable, or have been complied with, the difference may be referred by either party to and shall be settled by two justices.

Undertakers to supply water to road and sewer authorities.

22. The Undertakers shall, when required, supply the road authority within the meaning of section two of the Gas and Water Works Facilities Act, 1870, and every sewer authority within the limits of supply, with water for watering roads and streets, and for flushing sewers and drains, or other public purposes, at a rate not exceeding three shillings and sixpence for every thousand gallons, but no such authority shall be entitled to such a supply whenever and so long as the Undertakers are of opinion that the same would interfere with the proper supply of water for domestic purposes under this Order.

Water supplied by agreement.

23. The Undertakers may from time to time supply any person, corporation, or company with water for other than domestic purposes for such remuneration, and upon such terms and conditions as may be agreed upon between the Undertakers and such person, corporation, or company; but, notwithstanding any such agreement, no person, corporation, or company shall be entitled to such a supply whenever and as long as the Undertakers are of opinion that the same would interfere with the proper supply of water for domestic purposes under this Order; and every such agreement shall be by virtue of this Order determinable by the Undertakers on one month's notice in writing.

Supply of water by meter.

24. The Undertakers may, if they think fit, enter into agreements for the supply of water by measure to any consumer, and may charge a rent for each meter provided by them at a rate per annum not exceeding fifteen per centum of the price of the meter, such rent to be paid quarterly, in advance, and to be recoverable in all respects with and as the water rate.

Undertakers to keep meters in repair.

25. The Undertakers shall at all times, at their own expense, keep all meters or other instruments for measuring water let by them for hire to any consumer in proper order for correctly registering the supply of water, and in default of their so doing the consumer shall not be liable to pay rent for the same during such time as such default continues. The Undertakers shall, for the purposes aforesaid, have access to and be at liberty to remove, test, inspect, and replace any such meter or other instrument at all reasonable times.

Register of meters to be evidence.

26. Where water is supplied by measure the register of the meter or other instrument for measuring water shall be primâ facie evidence of the quantity of water consumed and in respect of which any water rent is charged and sought to be recovered by the Undertakers: Provided always, that if the Undertakers and the consumer differ as to the quantity consumed, such difference shall be determined, upon the application of either party, by two justices, who may also order by which of the parties the costs of the proceedings before them shall be paid and the decision of such justices shall be final and binding on all parties.

A.D. 1881.

Henley-on-Thames.

Amendment of 10 & 11 Vict. c. 17. s. 44.

27. Section forty-four of the Waterworks Clauses Act, 1847, shall for the purposes of this Order have effect as if the words "with the consent in "writing of the owner or reputed owner of any such house, or of the agent "of such owner," were omitted therefrom: Provided always, that any rent paid by an occupier in pursuance of the provisions of the said section may be deducted by such occupier from any rent from time to time due by him to such owner.

When several houses supplied by one pipe each pay.

28. When several houses or parts of houses in the occupation of several persons are supplied by one common pipe, the several owners or occupiers of houses or parts of houses shall be liable to the payment of the same rates for the supply of water as they would have been liable to if each of such several houses or parts of houses had been separately supplied with water from the works of the Undertakers by a distinct pipe: Provided always, that the Undertakers shall not be compelled to supply water to the occupier of any part of a dwelling-house unless the water rate is paid for the whole of such dwelling-house and premises.

Supply of water to tenements in a row.

29. Where there are several tenements in a row no tenant or occupier of any one of the tenements, nor any person on his behalf, shall take or use the water laid on by the Undertakers to any other such tenement unless the tenant or occupier be in respect of the tenement so occupied by him rated under this Order for a supply of water.

Penalties.

Impurity of water.

30. If on any day the water supplied by the Undertakers is of less purity than it ought to be according to the provisions of this Order, the Undertakers shall in every such case be liable to a penalty not exceeding ten pounds: Provided that no penalty shall be incurred in any case in which it is proved that the defect in purity was occasioned by an unavoidable cause or accident.

Injuring meters.

31. Every person who wilfully, fraudulently, or by culpable negligence injures, or suffers to be injured, any pipe, meter, or fittings belonging to the Undertakers, or who fraudulently alters the index to any meter, or prevents any meter from duly registering the quantity of water supplied, or fraudulently abstracts, consumes, or uses water of the Undertakers, shall (without prejudice to any other right or remedy for the protection of the Undertakers or the punishment of the offender) for every such offence forfeit and pay to the Undertakers a sum not exceeding five pounds, and the Undertakers may, in addition thereto, recover the amount of any damage by them sustained; and in any case in which any person has wilfully, fraudulently, or by culpable negligence injured or suffered to be injured any pipe, meter, or fittings belonging to the Undertakers, or has fraudulently altered the index to any meter, or prevented any meter from duly registering the quantity of water supplied, or has fraudulently abstracted, consumed, or used water of the Undertakers, the Undertakers may also, until the matter complained of has been remedied, but no longer, discontinue the supply of water to the person so offending (notwithstanding any contract previously existing); and the existence of artificial means for causing such injury, alteration, or prevention, or for abstracting, consuming,

or using water of the Undertakers, when such pipe, meter, or fittings is or are under the custody or control of the consumer, shall be primâ facie evidence that such injury, alteration, prevention, abstraction, consumption, or user, as the case may be, has been fraudulently, knowingly, and wilfully caused by the consumer using such meter.

Misuser where supply to several houses is by a pipe common to all.

32. Any tenant or occupier of one or part of one of several houses or tenements supplied by a common pipe who takes or uses the water laid on by the Undertakers to any other such house or tenement, or allows the same to be used contrary to the provisions of this Order, shall for every such offence be liable to a penalty not exceeding five pounds.

Miscellaneous.

Incoming tenant not liable to pay arrears.

33. In case any consumer of water supplied by the Undertakers leave the premises where such water has been supplied to him without paying to them the water rate or meter rent due from him, the Undertakers shall not be entitled to require from the next tenant of such premises the payment of the arrears left unpaid by the former tenant, unless such incoming tenant has undertaken with the former tenant to pay or exonerate him from the payment of such arrears.

Several names in one summons.

34. Any summons or warrant issued for any of the purposes of this Order may contain in the body thereof or in the schedule thereto several names and several sums.

Warrant of distress to include costs.

35. Any justice who issues a warrant of distress in pursuance of the provisions of this Order may order that the costs of the proceedings for the recovery of the money to be levied shall be paid by the person liable to pay such money; and such costs shall be ascertained by the justice, and shall be included in the warrant of distress for the recovery of such money.

Liability to water rate not to disqualify justice from acting.

36. No justice or judge of any county court or quarter sessions shall be disqualified from acting in the execution of this Order by reason of his being liable to the payment of any water rate or other charge under this Order.

8 Vict. c. 16. s. 140 incorporated.

37. Section one hundred and forty of the Companies Clauses Consolidation Act, 1845, shall be and is hereby incorporated with this Order: Provided that, for the purpose of such incorporation, the expression "the Company" in the said section shall be construed to mean "the Undertakers."

Before sale of all or part of undertaking to any corporation, company or person, offer to be made to Henley Local Board.

38. If the Undertakers at any time after the passing of the Act confirming this Order are empowered to sell or dispose of their water undertaking authorised by this Order, or any part of the same, to any corporation, company, or person, and desire to sell and dispose of the same, they shall, not less than three months before selling or disposing of such undertaking or any part thereof to any corporation, company, or person, give notice in writing to the Local Board of the district of Henley-on-Thames of their intention to sell and dispose of the same to such corporation, company, or person as aforesaid, and if within three months after the receipt of such notice the said Local Board, by notice in writing, require the Undertakers to sell to them such undertaking or such part thereof, the Undertakers shall forthwith sell such undertaking, or such part

A.D. 1881.

Henley-on-Thames.

thereof, to the said Local Board at such price and upon such terms and subject to such conditions as may, subject to the provisions of this Order, be agreed upon between the Undertakers and the said Local Board, or as, failing agreement, may be settled by reference to arbitration in accordance with the provisions of the Public Heath Act, 1875, with respect to arbitration; and from and after such sale of such undertaking, or any part thereof, to the said Local Board, all the property, rights, powers, and authorities of the Undertakers in respect to such undertaking, or such part thereof under this Order, subject to all liabilities then affecting the same, shall be transferred to and vested in and may be exercised by the said Local Board, as though the same had been conferred upon the said Local Board by this Order, and in reference to the same they shall be deemed to be the Undertakers.

Costs of Order.

39. All the costs, charges, and expenses of and incidental to the applying for, preparing, obtaining, and confirming this Order, and otherwise in relation thereto, shall be paid by the Undertakers.

Newport and Pillgwenlly.

NEWPORT AND PILLGWENLLY WATER.

Order empowering the Newport and Pillgwenlly Waterworks Company to raise additional Capital.

Short title.

1. This Order may be cited as "The Newport and Pillgwenlly Water Order, 1881."

Construction of Order.

2. The Newport and Pillgwenlly Waterworks Act, 1854, (in this Order referred to as "the Act of 1854"), the Newport and Pillgwenlly Waterworks Extension Act, 1872, (in this Order referred to as "the Act of 1872,") and this Order shall be construed together, except so far as such construction would be inconsistent with or repugnant to the provisions of this Order.

Incorporation of Acts.

3. So far as the same relate to the powers conferred by this Order, the provisions of the Companies Clauses Consolidation Act, 1845, with respect to the several matters following; (that is to say,)

The distribution of the capital of the Company into shares;

The transfer or transmission of shares;

The payment of subscriptions, and the means of enforcing payment of calls;

The forfeiture of shares for nonpayment of calls;

The remedies of creditors of the Company against the shareholders;

The borrowing of money by the Company on mortgage or bond;

The consolidation of the shares into stock;

The general meetings of the Company, and the exercise of the right of voting by the shareholders;

The making of dividends;

The giving of notices; and

The provisions to be made for affording access to the special Act by all parties interested;

and Part I. (relating to cancellation and surrender of shares), and Part II. (relating to additional capital), and Part III. (relating to debenture stock) of the Companies Clauses Act, 1863; and the Companies Clauses Act, 1869, and the Waterworks Clauses Acts, 1847 and 1863, are, except where expressly varied by this Order, incorporated with and form part of this Order.

For the purpose of such incorporation the term "special Act" in the said Acts shall be construed to mean this Order.

Undertakers.

4. The Newport and Pillgwenlly Waterworks Company, incorporated by the Act of 1854, shall be the Undertakers for the purposes of this Order, and are in this Order referred to as "the Undertakers."

Additional Capital.

Additional capital.

5. In addition to the capital already authorised to be raised by the Undertakers under the Act of 1854 and the Act of 1872 (in this Order referred to as "the original capital"), they may from time to time—

1. Raise any further sums, not exceeding in the whole sixty thousand pounds, by the issue of new ordinary or preference shares or stock (in this Order referred to as "the additional capital"), but the Undertakers shall not issue any share under the authority of this Order of less nominal value than ten pounds, and not less than the full nominal amount of any such share shall be payable or paid in respect thereof; and
2. Borrow on mortgage, in respect of the additional capital by this Order authorised to be raised by ordinary or preference shares or stock, any sums not exceeding in the whole fifteen thousand pounds; and the Undertakers may, as each sum of fifteen thousand pounds of the additional capital has been issued and accepted, borrow on mortgage, in respect of each such sum of fifteen thousand pounds, any sum or sums not exceeding in the whole three thousand seven hundred and fifty pounds; but in no case shall any part of the said respective sums of three thousand seven hundred and fifty pounds be borrowed until shares for so much of the additional capital in respect of which such borrowing powers are sought to be exercised, and as is to be raised by means of shares, are issued and accepted and one half of such capital is paid up, and the Undertakers have proved to the justice who is to certify under the fortieth section of the Companies Clauses Consolidation Act, 1845, before he so certifies, that shares for the whole of the additional capital in respect of which such borrowing powers are sought to be exercised have been issued and accepted, and that one half thereof has been paid up, and that not less than one fifth part of the amount of each separate share in the additional capital has been paid on account thereof before or at the time of the issue or acceptance thereof, and until stock for one half of so much of the additional capital in respect of which such borrowing powers are sought to be exercised as is to be raised by means of stock is fully paid up, and the Undertakers have proved to such justice as aforesaid, before he so certifies, that such

A.D. 1881.

Newport and Pillgwenlly.

shares or stock, as the case may be, were issued and accepted bonâ fide, and are held by the persons or corporations to whom the same were issued, or their executors, administrators, successors, or assigns, and also, as regards so much of the additional capital as is raised by shares, that such persons or corporations, their executors, administrators, successors, or assigns, are legally liable for the same; and upon production to such justice of the books of the Undertakers, and of such other evidence as he may think sufficient, he shall grant a certificate that the proof aforesaid has been given, which shall be sufficient evidence thereof.

Shares not to be issued until one fifth part thereof paid up.

6. The Undertakers shall not issue any share under the authority of this Order, nor shall any such share vest in the person accepting the same, unless and until a sum not being less than one fifth part of the amount of such share has been paid up in respect thereof.

Calls.

7. One fifth of the amount of a share issued under the authority of this Order shall be the greatest amount of a call, and three months at least shall be the interval between the successive calls, and three fourths of the amount of a share shall be the utmost aggregate amount of the calls made in any year upon any share.

Receipt clause in case of person not sui juris.

8. If any money be payable to a shareholder being a minor, idiot, or lunatic, the receipt therefor of the guardian or committee of his estate shall be a sufficient discharge to the Undertakers.

Votes of proprietors.

9. The proprietors of any shares or stock forming part of the additional capital raised under the authority of this Order shall be entitled to such number of votes in respect thereof as the nominal amount represented by such shares or stock would have entitled them to if the same had formed part of the original capital of the Undertakers; and the proprietors of such shares or stock shall, except as in this Order specially provided, be entitled to the same dividends, and the same rights and privileges in all respects, and be subject to the same obligations and liabilities, as the proprietors of the shares or stock forming part of the original capital of the Undertakers: Provided, that except as otherwise expressly provided by the resolution creating the same, no person shall be entitled to vote in respect of any shares or stock forming part of the additional capital to which a preferential dividend shall be assigned.

Power to create debenture stock.

10. The Undertakers may create and issue debenture stock instead of and to the same amount as the whole or any part of the money borrowed or authorised to be borrowed on mortgage by this Order, subject to the provisions of Part III. of the Companies Clauses Act, 1863; but, notwithstanding anything therein contained, the interest of all debenture stock created and issued by the Undertakers under the authority of this Order shall rank pari passu with the interest of all mortgages granted by the Undertakers under the authority of this Order, and shall have priority over all principal moneys secured by such mortgages.

Priority of existing mortgages.

11. All mortgages granted by the Undertakers under the authority of the Act of 1854 and the Act of 1872 shall have priority over all mortgages granted under the authority of this Order.

12. The Undertakers shall not in any year make out of their profits any larger dividend on the additional capital by this Order authorised than seven pounds in respect of every one hundred pounds actually paid up of such capital as may be issued as ordinary capital, or than six pounds in respect of every one hundred pounds actually paid up of such capital as may be issued as preference capital.

Limits of dividend on additional capital.

13. In case in any half-year the net revenues of the Undertakers applicable to dividend are insufficient to pay the full amount of the prescribed rates of dividend on each class of ordinary shares or stock in the original capital and additional capital of the Undertakers, the same, until the class bearing the lowest rate of dividend has been paid its maximum, shall be divided equally and rateably amongst the holders of each class of ordinary shares or stock.

Dividends on different classes of shares or stock to be paid rateably.

14. The Undertakers shall not, without the consent of the Board of Trade pay interest at a higher rate than five pounds per centum per annum in respect of any moneys borrowed on mortgage or raised by the creation and issue of debenture stock under the authority of this Order.

Limits of interest on moneys borrowed.

15. The mortgagees of the Undertakers under this Order may enforce payment of arrears of interest or principal, or principal and interest, due on their mortgages, by the appointment of a receiver; and in order to authorise the appointment of a receiver in respect of arrears of principal the amount owing to the mortgagees by whom the application for a receiver is made shall not be less than one tenth part of the total amount for the time being owing by the Undertakers on mortgage under the authority of this Order.

Appointment of a receiver.

16. All moneys raised under this Order shall be applied to the purposes of the Undertaking authorised by the Act of 1854 and the Act of 1872.

Application of moneys.

17. If at any time after the passing of the Act confirming this Order it is proved to the satisfaction of the Board of Trade that it is necessary for the due supply of pure water within the limits of supply that the Undertakers should construct filter beds below the Pant-yr-eos Reservoir, the Board of Trade may make an order, to be signed by the secretary or an assistant secretary of the said Board, requiring the Undertakers to construct such filter beds, and the Undertakers shall forthwith comply with such order, and construct such filter beds in such manner and within such time as may be prescribed by such order.

Undertakers when required by Board of Trade to construct filter beds.

18. All the costs, charges, and expenses of and incidental to the applying for, preparing, obtaining, and confirming this Order, and otherwise in relation thereto, shall be paid by the Undertakers.

Costs of Order.

A.D. 1881.

NEWHAVEN AND SEAFORD WATER.

Newhaven and Seaford.

Order authorising the amalgamation of the Water Undertakings respectively authorised by the Newhaven and Denton Water Order, 1880, *and the East Blatchington and Seaford Water Order*, 1880.

Short title.

1. This Order may be cited as "The Newhaven and Seaford Water Order, 1881."

Incorporation of Acts.

2. The provisions of the Waterworks Clauses Acts, 1847 and 1863, are, except where the same are expressly varied by this Order, hereby incorporated with and form part of this Order.

Interpretation.

3. In this Order—

The expression "the Newhaven Undertakers" shall mean the Undertakers as defined by the Newhaven and Denton Water Order, 1880.

The expression "the Seaford Undertakers" shall mean the Undertakers as defined by the East Blatchington and Seaford Water Order, 1880.

The expression "the Newhaven undertaking" shall mean the waterworks, and works connected therewith, of the Newhaven Undertakers authorised by the Newhaven and Denton Water Order, 1880, and all property, real and personal, and all rights, powers, authorities, and privileges, of such Undertakers under the said Order.

The expression "the Seaford undertaking" shall mean the waterworks, and works connected therewith, of the Seaford Undertakers authorised by the East Blatchington and Seaford Water Order, 1880, and all property, real and personal, and all rights, powers, authorities, and privileges, of such Undertakers under the said Order.

The expression "the limits of supply" shall mean the parishes of Newhaven, Denton, East Blatchington, Bishopstone, and the town and parish of Seaford, in the county of Sussex.

Undertakers.

Undertakers.

4. Robert Lambe, of East Blatchington, in the county of Sussex, and Henry Card, of Lewes, in the said county, and the survivor of them, and the executors or administrators of such survivor, their or his assigns, shall be the Undertakers for the purposes of this Order, and are in this Order referred to as "the Undertakers."

Amalgamation of the Newhaven and Seaford Undertakings.

Amalgamation of Newhaven and Seaford undertakings.

5. From and after the passing of the Act confirming this Order the Newhaven undertaking and the Seaford undertaking shall be and the same are hereby amalgamated and vested in the Undertakers, and the Undertakers may, within the limits of supply, exercise all the rights, powers, authorities, and

privileges of the Newhaven Undertakers and of the Seaford Undertakers, subject to all their respective duties, obligations, and liabilities, under the Newhaven and Denton Water Order, 1880, and the East Blatchington and Seaford Water Order, 1880, as amended by this Order.

Undertakers to satisfy liabilities.

6. The Undertakers, from and after the passing of the Act confirming this Order, shall (except as is by this Order otherwise expressly provided) be in all respects subject to and shall carry out, fulfil, and discharge all contracts, obligations, and liabilities to which the Newhaven Undertakers in respect of the Newhaven undertaking, and the Seaford Undertakers in respect of the Seaford undertaking, were, immediately before the passing of the Act confirming this Order, liable or subject.

Undertakers to receive and pay all debts owing before passing of Act.

7. All persons who immediately before the passing of the Act confirming this Order owed any money to the Newhaven Undertakers in respect of the Newhaven undertaking, or to the Seaford Undertakers in respect of the Seaford undertaking, shall pay the same, with all interest (if any) due or accruing thereon, to the Undertakers; and all persons to whom any money was immediately before the passing of the Act confirming this Order owing by the Newhaven Undertakers in respect of the Newhaven undertaking, or by the Seaford Undertakers in respect of the Seaford undertaking, shall be paid, with all interest (if any), by the Undertakers.

Recovery of water rates, &c.

8. All water rates, rents, debts, and sums of money which immediately before the passing of the Act confirming this Order were due or accruing to the Newhaven Undertakers in respect of the Newhaven undertaking, or to the Seaford Undertakers in respect of the Seaford undertaking, shall be payable to and may be collected and recovered by the Undertakers in like manner as if the said water rates, rents, debts, or sums of money had become payable for the like matters supplied or done by the Undertakers under the powers of this Order.

Repeal of certain provisions of Newhaven and Denton and of East Blatchington and Seaford Water Orders, 1880.

9. From and after the passing of the Act confirming this Order the provisions of the Newhaven and Denton Water Order, 1880, and of the East Blatchington and Seaford Water Order, 1880, specified in the schedule to this Order annexed, shall, as to any prospective operation thereof, be and the same are hereby repealed.

As to grant of easement for laying pipes under Newhaven harbour.

10. Notwithstanding anything in this Order or in the Newhaven and Denton Water Order, 1880, or the East Blatchington and Seaford Water Order 1880 or in any Act incorporated with either of those Orders respectively the Undertakers shall not lay any pipe along the bridge across Newhaven harbour or break up or in any way interfere with that bridge if the Newhaven Harbour Company shall grant or procure to be granted to the Undertakers an easement or right of constructing maintaining renewing and repairing across and under the bed of the said harbour on the upper or northern side of the said bridge a line of pipes for connecting any conduit or line of pipes laid by them on the east or Denton side of the harbour with any conduit or line of pipes laid by them on the west or Newhaven side of the said harbour.

A.D. 1881.

Newhaven and Seaford.

Control over works by railway and harbour companies.

11. The Undertakers shall not execute any works in any road crossing the London Brighton and South Coast Railway so as in any way to interfere with that railway or the traffic thereon except in such a manner as shall be reasonably approved by the engineer for the time being of the London Brighton and South Coast Railway Company nor shall the Undertakers execute any work which may in any way interfere with the said bridge over Newhaven harbour or with that harbour or the traffic thereof except in such manner as shall be reasonably approved by the engineer for the time being of the Newhaven Harbour Company and every such work shall be executed under the supervision of the engineer for the time being of the said railway company and harbour company respectively as the case may be and any costs or expenses reasonably incurred by those companies respectively in such supervision and in watching or signalling so as to prevent injury to the said railway bridge and harbour respectively or danger or impediment to the traffic of the said railway and harbour respectively shall be repaid to those companies respectively by the Undertakers.

Alteration of pipe under harbour.

12. If at any time after the said line of pipes shall have been laid across and under the bed of the said harbour as herein-before provided the said railway company or harbour company desire that the position thereof should be altered either laterally or vertically they may serve notice in writing on the Undertakers requiring them within a reasonable time to be specified in such notice to alter the same in such manner and to such extent as such company may reasonably require and the Undertakers shall thereupon with all reasonable despatch alter the same accordingly and all costs and expenses of the Undertakers necessarily incurred in connexion with such alteration shall be repaid to the Undertakers by the company requiring such alteration and in default may be recovered by the Undertakers from such company as if the amount thereof were a simple contract debt Provided that if the Undertakers fail to make or complete such alteration with reasonable despatch the company requiring such alteration may at their own expense make or complete the same subject to any reasonable directions of the Undertakers or their engineer at the costs and expenses in all things of such company.

Difference with railway and harbour companies.

13. If any difference arise between the Undertakers on the one hand and the London Brighton and South Coast Railway Company and Newhaven Harbour Company or either of them on the other hand as to the mode of laying down repairing or altering any pipes or works affecting the undertakings of those companies or either of them the same shall be settled by an engineer to be appointed by the Board of Trade at the request of either of the parties in difference.

Saving clause.

14. Nothing in this Order or the said recited Orders of 1880 or the said Acts respectively shall except as therein respectively expressly provided prejudice affect or interfere with the Undertakings of the said railway and harbour companies respectively or their lands works rights powers or privileges or any of them or any part thereof respectively.

Capital.

Newhaven and Seaford.

Capital.

15. The capital of the Undertakers for the purposes of the amalgamated water undertaking authorised by this Order shall not exceed thirty thousand pounds, unless any increase thereto be hereafter authorised by provisional order under the Gas and Water Works Facilities Act, 1870, or by Act of Parliament.

Limit of borrowing powers.

16. The amount of all moneys borrowed by the Undertakers, and secured by mortgage of the amalgamated water undertaking authorised by this Order, shall not at any time exceed in the whole seven thousand five hundred pounds, and no higher rate of interest than five pounds per centum per annum shall be paid by the Undertakers without the consent of the Board of Trade in respect of any moneys borrowed by the Undertakers and secured as aforesaid.

17. The water supplied by the Undertakers shall be as pure as, having regard to the source and nature of supply, circumstances will admit.

Supply.

Limits of pressure.

18. The water supplied by the Undertakers need not at any time be delivered at a greater height than can be reached by gravitation from the service reservoir from which it is supplied, nor need the water supplied by the Undertakers be constantly laid on under pressure.

Rates for supply for domestic purposes.

19. The Undertakers shall, at the request of the owner or occupier of any dwelling-house, or part of a dwelling-house, entitled, under the provisions of this Order, to demand a supply of water for domestic purposes (which shall include one watercloset), furnish to such owner or occupier a sufficient supply of water for such domestic purposes, at rates not exceeding the rates hereinafter specified; (that is to say,)

Where the net annual value of the premises so supplied with water according to the valuation or assessment list from time to time in force does not exceed five pounds, at a rate not exceeding twopence per week:

Where such net annual value is above five pounds and does not exceed ten pounds per annum, at a rate not exceeding threepence per week:

Where such net annual value is above ten pounds and does not exceed twenty pounds per annum, at a rate per centum per annum not exceeding eight pounds:

Where such net annual value is above twenty pounds, at a rate per centum per annum not exceeding seven pounds:

Provided that all inns and hotels, whether public or private, the net annual value of which exceeds ten pounds, shall be liable to a yearly rate not exceeding eight pounds per centum per annum on the amount of such value, whether the same exceeds twenty pounds or not.

Rates for watercloseets and baths.

20. The Undertakers may charge in respect of every watercloset beyond the first in any premises within the limits of supply an additional sum not exceeding seven shillings and sixpence per annum, and for every bath an additional sum not exceeding ten shillings per annum, and such additional sums may be received with and as part of or recovered by the same means as the rate for the supply of water for domestic purposes: Provided always, that

A.D. 1881.

Newhaven and Seaford.

the Undertakers shall not be compelled to supply, except upon terms to be agreed upon, water for any bath containing as usually filled for use more than fifty gallons of water.

Undertakers to supply water to road and sewer authorities.

21. The Undertakers shall, when required, supply the road authority within the meaning of section two of the Gas and Water Works Facilities Act, 1870, and every sewer authority within the limits of supply, with water for watering roads and streets, and for flushing sewers and drains, or other public purposes, at a rate not exceeding two shillings for every thousand gallons; but no such authority shall be entitled to such a supply whenever and so long as the Undertakers are of opinion that the same would interfere with the proper supply for domestic purposes.

Power to supply water for other than domestic purposes, and in bulk beyond limits of supply.

22. The Undertakers may from time to time supply any local authority, person, or company with water for other than domestic purposes, and any such authority, person, or company beyond the limits of supply with water in bulk, for any purpose, for such remuneration, and upon such terms and conditions as may be agreed upon between the Undertakers and such authority, person, or company; but, notwithstanding any such agreement, no such authority, person, or company shall be entitled to such a supply whenever and as long as the Undertakers are of opinion that the same would interfere with the proper supply of water within the limits of supply for domestic purposes under this Order: Provided always, that nothing herein contained shall authorise the Undertakers to lay down or place any pipe or conduit, or to break up any road or street, or execute any work in any district beyond the limits of supply without the consent of the local and road authority of such district, or to supply or to continue to supply water within the limits of supply of any local authority, company, or person now or hereafter empowered by Act of Parliament, or by any provisional order confirmed by Act of Parliament, to supply water without the consent in writing under seal of such local authority, company, or person first had and obtained.

For supply of vessels.

23. The Undertakers may by agreement supply with water ships or vessels resorting to the port of Newhaven, and for the purpose of supplying such ships or vessels with water may from time to time lay down and erect such pipes and other works as they may think necessary, in convenient stations, upon or near to any of the piers, quays, or wharves within the limits of supply, and may also for the like purpose, from time to time, vary and alter such pipes and other works, and the Undertakers may charge such remuneration or rate of payment for the water supplied to any ships or vessels as they from time to time may think reasonable: Provided always, that no pipes or other works shall be laid or erected upon any such piers, quays, or wharfs unless with the previous consent of the owner or owners thereof, and of the persons having the control and management of the same.

Supply of water by meter.

24. The Undertakers may, if they think fit, enter into agreements for the supply of water by measure to any consumer, and may charge a rent for each meter provided by them at a rate per annum not exceeding fifteen per centum of the price of the meter, such rent to be paid quarterly in advance, and to be recoverable in all respects with and as the water rate.

Undertakers to keep meters in repair.

25. The Undertakers shall at all times, at their own expense, keep all meters or other instruments for measuring water let by them for hire to any consumer in proper order for correctly registering the supply of water, and in default of their so doing the consumer shall not be liable to pay rent for the same during such time as such default continues. The Undertakers shall, for the purposes aforesaid, have access to and be at liberty to remove, test, inspect, and replace any such meter or other instrument at all reasonable times.

Register of meters to be evidence.

26. Where water is supplied by measure the register of the meter or other instrument for measuring water shall be primâ-facie evidence of the quantity of water consumed, and in respect of which any water rent is charged and sought to be recovered by the Undertakers: Provided always, that if the Undertakers and the consumer differ as to the quantity consumed, such difference shall be determined, upon the application of either party, by two justices, who may also order by which of the parties the costs of the proceedings before them shall be paid; and the decision of such justices shall be final and binding on all parties.

Amendment of 10 & 11 Vict. c. 17. s. 44.

27. Section forty-four of the Waterworks Clauses Act, 1847, shall for the purposes of this Order have effect as if the words "with the consent in "writing of the owner or reputed owner of any such house, or of the agent "of such owner," were omitted therefrom: Provided always, that any rent paid by an occupier in pursuance of the provisions of the said section may be deducted by such occupier from any rent from time to time due by him to such owner.

When several houses supplied by one pipe, each to pay.

28. When several houses or parts of houses in the occupation of several persons are supplied by one common pipe, the several owners or occupiers of such houses or parts of houses shall be liable to the payment of the same rates for the supply of water as they would have been liable to if each of such several houses or parts of houses had been separately supplied with water from the works of the Undertakers by a distinct pipe: Provided always, that the Undertakers shall not be compelled to supply water to the occupier of any part of a dwelling-house unless the water rate is paid for the whole of such dwelling-house and premises.

Supply of water to tenements in a row.

29. Where there are several tenements in a row, no tenant or occupier of any one of the tenements, nor any person on his behalf, shall take or use the water laid on by the Undertakers to any other such tenement, unless the tenant or occupier be, in respect of the tenement so occupied by him, rated under this Order for a supply of water.

Penalties.

Impurity of water.

30. If on any day the water supplied by the Undertakers is of less purity than it ought to be according to the provisions of this Order, the Undertakers shall in every such case be liable to a penalty not exceeding ten pounds: Provided that no penalty shall be incurred in any case in which it is proved that the defect in purity was occasioned by an unavoidable cause or accident.

A.D. 1881.

Newhaven and Seaford.

Injuring meters.

31. Every person who wilfully, fraudulently, or by culpable negligence injures, or suffers to be injured, any pipe, meter, or fittings belonging to the Undertakers, or who fraudulently alters the index to any meter, or prevents any meter from duly registering the quantity of water supplied, or fraudulently abstracts, consumes, or uses water of the Undertakers, shall (without prejudice to any other right or remedy for the protection of the Undertakers or the punishment of the offender) for every such offence forfeit and pay to the Undertakers a sum not exceeding five pounds, and the Undertakers may in addition thereto recover the amount of any damage by them sustained; and in any case in which any person has wilfully, fraudulently, or by culpable negligence injured or suffered to be injured any pipe, meter, or fittings belonging to the Undertakers, or has fraudulently altered the index to any meter, or prevented any meter from duly registering the quantity of water supplied, or has fraudulently abstracted, consumed, or used water of the Undertakers, the Undertakers may also, until the matter complained of has been remedied, but no longer, discontinue the supply of water to the person so offending (notwithstanding any contract previously existing); and the existence of artificial means for causing such injury, alteration, or prevention, or for abstracting, consuming, or using water of the Undertakers, when such pipe, meter, or fittings is or are under the custody or control of the consumer, shall be primâ-facie evidence that such injury, alteration, prevention, abstraction, consumption, or user, as the case may be, has been fraudulently, knowingly, and wilfully caused by the consumer using such meter.

Mis-user where supply to several houses is by a pipe common to all.

32. Any tenant or occupier of one or part of one of several houses or tenements supplied by a common pipe who takes or uses the water laid on by the Undertakers to any other such house or tenement, or allows the same to be used contrary to the provisions of this Order, shall for every such offence be liable to a penalty not exceeding five pounds.

Miscellaneous.

Incoming tenant not liable to pay arrears.

33. In case any consumer of water supplied by the Undertakers leave the premises where such water has been supplied to him without paying to them the water rate or meter rent due from him, the Undertakers shall not be entitled to require from the next tenant of such premises the payment of the arrears left unpaid by the former tenant, unless such incoming tenant has undertaken with the former tenant to pay or exonerate him from the payment of such arrears.

Several names in one summons.

34. Any summons or warrant issued for any of the purposes of this Order may contain in the body thereof, or in the schedule thereto, several names and several sums.

Warrant of distress to include costs.

35. Any justice who issues a warrant of distress in pursuance of the provisions of this Order may order that the costs of the proceedings for the recovery of the money to be levied shall be paid by the person liable to pay such money; and such costs shall be ascertained by the justice, and shall be included in the warrant of distress for the recovery of such money.

Newhaven and Seaford.

36. No justice or judge of any county court or quarter sessions shall be disqualified from acting in the execution of this Order by reason of his being liable to the payment of any water rate or other charge under this Order. Liability to water rate not to disqualify justice from acting.

37. All the costs, charges, and expenses of and incidental to the applying for, preparing, obtaining, and confirming this Order, and otherwise in relation thereto, shall be paid by the Undertakers. Costs of Order.

SCHEDULE.

The sections of the Newhaven and Denton Water Order, 1880, numbered respectively six, seven, and fourteen to thirty-three (both inclusive).

The sections of the East Blatchington and Seaford Water Order, 1880, numbered respectively six, seven, and thirteen to thirty (both inclusive).

POOLE WATER.

Poole.

Order empowering the Poole Waterworks Company to raise additional Capital.

1. This Order may be cited as "The Poole Water Order, 1881." Short title.

2. The Poole Waterworks Act, 1859 (in this Order referred to as "the Act of 1859"), and this Order shall be construed together, except so far as such construction would be inconsistent with or repugnant to the provisions of this Order. Construction of Order.

3. So far as the same relate to the powers conferred by this Order, the provisions of the Companies Clauses Consolidation Act, 1845, with respect to the several matters following; (that is to say,) Incorporation of Acts.

The distribution of the capital of the Company into shares;

The transfer or transmission of shares;

The payment of subscriptions, and the means of enforcing payment of calls;

The forfeiture of shares for nonpayment of calls;

The remedies of creditors of the Company against the shareholders;

The borrowing of money by the Company on mortgage or bond;

The consolidation of the shares into stock;

The general meetings of the Company and the exercise of the right of voting by the shareholders;

The making of dividends;

The giving of notices; and

The provision to be made for affording access to the special Act by all parties interested;

and Part I. (relating to cancellation and surrender of shares), and Part II. (relating to additional capital), and Part III. (relating to debenture stock) of

A.D. 1881.

Poole.

the Companies Clauses Act, 1863, the Companies Clauses Act, 1869, and the Waterworks Clauses Acts, 1847 and 1863, are, except where expressly varied by this Order, incorporated with and form part of this Order.

For the purpose of such incorporation the term "special Act" in the said Acts shall be construed to mean this Order.

Undertakers.

4. The Poole Waterworks Company incorporated by the Act of 1859 shall be the Undertakers for the purposes of this Order, and are in this Order referred to as "the Undertakers."

Additional Capital.

Additional capital, shares, and debenture stock.

5. In addition to the capital already authorised to be raised by the Undertakers under the Act of 1859, they may from time to time—

(1.) Raise any further sums not exceeding in the whole twelve thousand pounds, by the issue of new ordinary or preference shares or stock (in this Order referred to as "the Additional Capital"), but the Undertakers shall not issue any share under the authority of this Order of less nominal value than ten pounds, and not less than the full nominal amount of any such share shall be payable or paid in respect thereof; and

(2.) Raise by the creation and issue, subject to the provisions of Part III. of the Companies Clauses Act, 1863, of debenture stock in respect of the additional capital by this Order authorised to be raised by ordinary or preference shares or stock any sums not exceeding in the whole three thousand pounds, provided that the aggregate amount so raised shall not at any time exceed one fourth part of the additional capital actually paid up for the time being, but in no case shall any part of the said sum of three thousand pounds be raised until the Undertakers have proved to the Justice who is to certify under the fortieth section of the Companies Clauses Consolidation Act, 1845, before he so certifies, that the whole of the additional capital in respect of which such part of the said sum is sought to be raised by the creation and issue of debenture stock has been paid up; and upon production to such Justice of the books of the Undertakers, and of such other evidence as he may think sufficient, he shall grant a certificate that the proof aforesaid has been given, which shall be sufficient evidence thereof.

Shares not to be issued until one-fifth part thereof paid up.

6. The Undertakers shall not issue any share under the authority of this Order, nor shall any such share vest in the person accepting the same, unless and until a sum not being less than one fifth part of the amount of such share has been paid up in respect thereof.

Calls.

7. One fifth of the amount of a share issued under the authority of this Order shall be the greatest amount of a call, and three months at least shall be the interval between the successive calls, and three fourths of the amount of a share shall be the utmost aggregate amount of the calls made in any year upon any share.

Receipt clause in case of person not sui juris.

8. If any money be payable to a shareholder being a minor, idiot, or lunatic, the receipt therefor of the guardian or committee of his estate shall be a sufficient discharge to the Undertakers.

Votes of proprietors.

9. The proprietors of any shares or stock forming part of the additional capital raised under the authority of this Order shall be entitled to such number of votes in respect thereof as the nominal amount represented by such shares or stock would have entitled them to if the same had been shares or stock of the Undertakers under the Act of 1859; and the proprietors of such new shares or stock shall, except as in this Order specially provided, be entitled to the same dividends, and the same rights and privileges in all respects, and be subject to the same obligations and liabilities, as the proprietors of the original shares or stock of the Undertakers.

Limits of dividend on additional capital.

10. The Undertakers shall not in any year make out of their profits any larger dividend on the additional capital by this Order authorised than seven pounds in respect of every one hundred pounds actually paid up of such capital as may be issued as ordinary capital, or than five pounds in respect of every one hundred pounds actually paid up of such capital as may be issued as preference capital.

Dividends on different classes of shares or stock to be paid rateably.

11. In case in any half year the net revenues of the Undertakers applicable to dividend are insufficient to pay the full amount of the prescribed maximum rate of dividend on each class of ordinary shares or stock in the capital and additional capital of the Undertakers a rateable deduction shall be made in the dividend of each class.

Limits of interest on moneys borrowed.

12. The Undertakers shall not, without the consent of the Board of Trade, pay interest at a higher rate than five pounds per centum per annum in respect of any moneys raised by the creation and issue of debenture stock under the authority of this Order.

Board of Trade may by order exclude tithing, &c. out of limits of supply.

13. If at any time after the period of eighteen months from the passing of the Act confirming this Order it is represented in writing to the Board of Trade by any local authority having jurisdiction in any of the tithings of Longfleet and Parkstone, in the parish of Great Canford, in the county of Dorset, and so much of the tithing of Kinson, in the parish of Great Canford aforesaid, as is delineated and described on the map or plan which is referred to in the Act of 1859, or by twenty inhabitant householders of any one of such tithings, that the Undertakers are not supplying water or are not providing a satisfactory supply of water in such tithing, or in any part of such tithing, the Board of Trade may (if the undertaking authorised by the Act of 1859 has not been purchased by the mayor, aldermen, and burgesses of the borough of Poole), if they think fit, by an order, amend the limits of supply, and exclude therefrom the whole or any part of such tithing, or of such part of such tithing in which the Undertakers are not at the time of the making of such order supplying water or in which they are not, in the opinion of the Board of Trade, furnishing a satisfactory supply of water, as to them may seem proper. Every such order shall be signed by a Secretary or an Assistant Secretary of the Board of Trade, and the Board of Trade shall cause the same to be published once at least in each of two successive weeks in some one and the same local newspaper circulating within the limits of supply and once in the London Gazette, and the Undertakers shall pay to the Board of Trade all costs incurred by them in the making and publication of such order in manner aforesaid, and from and after the publica-

A.D. 1881. — *Poole.*

tion of such order in the London Gazette all the powers by the said Act conferred upon the Undertakers, and exerciseable within such tithing, or such part of such tithing as shall by such order be excluded from the limits of supply, shall absolutely cease and determine, and the Act of 1859 shall be construed as though such tithing, or such part of such tithing, had not been by the said Act included within the limits of supply.

Application of moneys.

14. All moneys raised under this Order shall be applied to the purposes of the undertaking authorised by the Act of 1859.

Costs of Order.

15. All the costs, charges, and expenses of and incidental to the applying for, preparing, obtaining, and confirming this Order, and otherwise in relation thereto, shall be paid by the Undertakers.

LONDON: Printed by George Edward Eyre and William Spottiswoode,
Printers to the Queen's most Excellent Majesty. 1881.